

**IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT**

United States Court of Appeals  
Fifth Circuit

**FILED**

August 28, 2014

Lyle W. Cayce  
Clerk

No. 12-10544

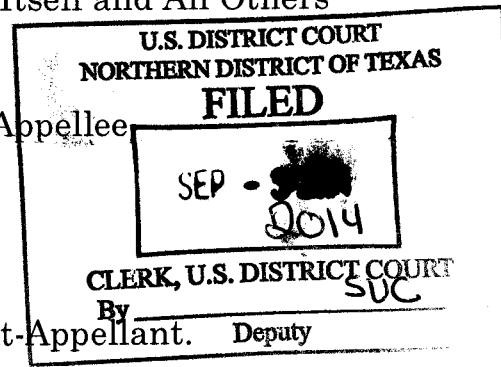
ERICA P. JOHN FUND, INCORPORATED, formerly known as Archidiocese of Milwaukee Supporting Funds, Inc., On Behalf of Itself and All Others Similarly Situated,

v.

HALLIBURTON COMPANY,

Plaintiff-Appellee

Defendant-Appellant.



LORI A. RUSSO, On Behalf of Herself and All Others Similarly Situated,

Plaintiff

v.

HALLIBURTON COMPANY; DAVID J. LESAR,

Defendants-Appellants,

ERNEST HACK, On Behalf of Himself and All Others Similarly Situated,

Plaintiff

HALLIBURTON COMPANY; DAVID J. LESAR,

Defendants-Appellants,

No. 12-10544

POLAR INVESTMENT CLUB, On Behalf of Itself and All Others Similarly Situated,

Plaintiff

v.

HALLIBURTON COMPANY; DAVID J. LESAR,

Defendants-Appellants

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Appeal from the United States District Court  
for the Northern District of Texas

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ON REMAND FROM  
THE SUPREME COURT OF THE UNITED STATES

Before DAVIS, GRAVES and HIGGINSON, Circuit Judges.

PER CURIAM:

This case returns to us on remand from the Supreme Court, No. 13-317, *Halliburton Co., et al. v. Erica P. John Fund, Inc., fka Archdiocese of Milwaukee Supporting Fund, Inc.* following the Court's grant of a *Writ of Certiorari* to consider our affirmance of the district court's judgment. The Supreme Court reversed our judgment and remanded this case to us for further proceedings consistent with the opinion of the Court. Accordingly, we VACATE the district court judgment. We REMAND this case to the District Court for the Northern District of Texas for further proceedings consistent with the Supreme Court's opinion.

A true copy

Attest:

Clerk, U. S. Court of Appeals, Fifth Circuit

By Joseph Durose

Deputy  
New Orleans, Louisiana

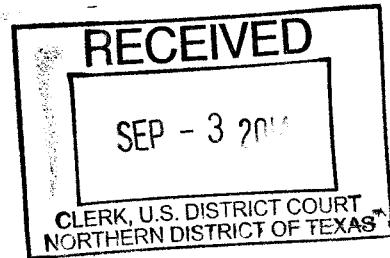
**United States Court of Appeals**  
FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

TEL. 504-310-7700  
600 S. MAESTRI PLACE  
NEW ORLEANS, LA 70130

August 28, 2014

Ms. Karen S. Mitchell  
Northern District of Texas, Dallas  
United States District Court  
1100 Commerce Street  
Earle Cabell Federal Building  
Room 1452  
Dallas, TX 75242



No. 12-10544      Erica P. John Fund, Inc. v. Halliburton  
Company, et al  
USDC No. 3:02-CV-1152  
USDC No. 3:02-CV-1615  
USDC No. 3:02-CV-2067  
USDC No. 3:02-CV-2373

Dear Ms. Mitchell,

We are enclosing a copy of an opinion-order on remand from the United States Supreme Court. This opinion is issued as the mandate.

Sincerely,

LYLE W. CAYCE, Clerk

A handwritten signature in black ink, appearing to read "Joseph M. Armato".

By: Joseph M. Armato, Deputy Clerk

Enclosure(s)

cc: Honorable Barbara M. G. Lynn  
Mr. David Boies  
Mr. William B. Federman  
Mr. Justin Daniel Fitzdam  
Mr. Carl Edward Goldfarb  
Mr. Jose Luis Gonzalez  
Mr. Brian N. Hail  
Mr. John Benjamin Lawrence